FILED

2016 MAR -8 PM 2:38

CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES

BY ______

UNITED STATES DISTRICT COURT

FOR THE CENTRAL DISTRICT OF CALIFORNIA

January 2016 Grand Jury

UNITED STATES OF AMERICA,

Plaintiff,

v.

DAVID JOHN GASTELUM,

Defendant.

CR No. 16-CR16-0129

I N D I C T M E N T

[18 U.S.C. §§ 2252A(a)(2)(A), (b)(1): Receipt of Child Pornography; 18 U.S.C. §§ 2252A(a)(5)(B), (b)(2): Possession of Child Pornography]

The Grand Jury charges:

COUNT ONE

[18 U.S.C. §§ 2252A(a)(2)(A), (b)(1)]

On or about August 27, 2013, in Los Angeles County, within the Central District of California, and elsewhere, defendant DAVID JOHN GASTELUM knowingly received child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), namely, a video titled "re36[boy+man] baby boy butt fuck vid(27)(2).mpg," that had been mailed, and using any means and facility of interstate and foreign commerce had been shipped and transported in and affecting interstate and foreign commerce by any means, including by computer, knowing that the images were child pornography.

COUNT TWO

[18 U.S.C. §§ 2252A(a)(2)(A), (b)(1)]

On or about September 16, 2013, in Los Angeles County, within the Central District of California, and elsewhere, defendant DAVID JOHN GASTELUM knowingly received child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), namely an image titled "pthc hussyfan collector (20).jpg," that had been mailed, and using any means and facility of interstate and foreign commerce had been shipped and transported in and affecting interstate and foreign commerce by any means, including by computer, knowing that the images were child pornography.

COUNT THREE

[18 U.S.C. §§ 2252A(a)(5)(B), (b)(2)]

On or about February 19, 2014, in Los Angeles County, within the Central District of California, defendant DAVID JOHN GASTELUM knowingly possessed a Dell laptop computer, bearing serial number 9JHCRN1, which contained at least one image of child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), namely, a video titled "New tara!!! (pthc2010).3gp," involving a prepubescent minor and a minor who had not attained 12 years of age, that had been mailed, and shipped and transported using any means and facility of interstate and foreign commerce and in and affecting interstate and foreign commerce by any means, including by computer, knowing that the images were child pornography.

A TRUE BILL

/S/

Foreperson

EILEEN M. DECKER
United States Attorney

Scott Garringer
Deputy Chief, Criminal Division For:

LAWRENCE S. MIDDLETON
Assistant United States Attorney
Chief, Criminal Division

JUSTIN R. RHOADES
Assistant United States Attorney
Chief, Violent and Organized Crime Section

CHRISTOPHER BRUNWIN
Assistant United States Attorney
Violent and Organized Crime Section